

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA  
MARTINSBURG**

**UNITED STATES OF AMERICA,**

Plaintiff,

v.

**CRIMINAL ACTION NO.: 3:13-CR-23-3  
(GROH)**

**ADRIAN DEVONNE GREEN,**

Defendant.

**ORDER DENYING MOTION FOR EARLY TERMINATION OF PROBATION**

Now before the Court is a letter [ECF No. 510], drafted by the *pro se* Defendant and construed as a Motion for Early Termination of Probation, wherein the Defendant moves the Court to terminate his five-year term of probation. As of the date of this Order, the Defendant has served approximately one year and ten months of his five-year term.

After considering the applicable factors set forth in 18 U.S.C. § 3553(a), this Court “may, pursuant to the provisions of the Federal Rules of Criminal Procedure relating to the modification of probation, terminate a term of probation previously ordered and discharge the defendant at any time in the case of a misdemeanor or an infraction or at any time after the expiration of one year of probation in the case of a felony, if it is satisfied that such action is warranted by the conduct of the defendant and the interest of justice.” 18 U.S.C. § 3564(c).

In the instant motion, the Defendant informs the Court that he and his wife have recently suffered a terrible tragedy and are beset by serious personal and family troubles. In addition, the Defendant avers that he has maintained steady employment for over four

years and is working towards obtaining his bachelor's degree. The Court empathizes with the Defendant's personal struggles and recognizes his positive achievements. However, the Court believes that continued compliance with the conditions of probation is both necessary and appropriate in this case. The five-year term of probation imposed by this Court on January 13, 2014, was intended, in part, to assist the Defendant in maintaining a successful, law-abiding lifestyle. Furthermore, the Court considered the Defendant's personal and family situation in imposing a term of probation, which constituted a variant sentence below the advisory U.S. Sentencing Guidelines range.

Accordingly, the Court **ORDERS** that the Defendant's *pro se* Motion for Early Termination of Probation [ECF No. 510] is **DENIED**.

The Clerk is **DIRECTED** to transmit copies of this Order to all *pro se* parties and counsel of record herein.

**DATED:** November 18, 2015



GINA M. GROH  
CHIEF UNITED STATES DISTRICT JUDGE